

**ORIGINAL**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARTIN AMARO HERRERA,

Defendant.

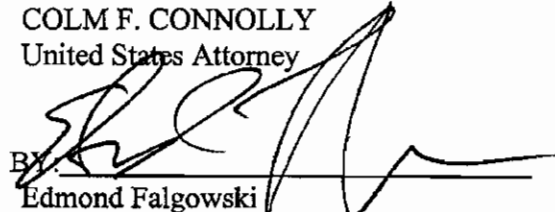
Case No. 08-11M (LPS)

**MOTION AND ORDER TO DISMISS**

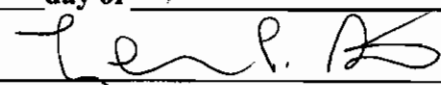
**NOW COMES** the United States, by and through its attorneys, Colm F. Connolly, United States Attorney for the District of Delaware, and Edmond Falgowski, Assistant United States Attorney for the District of Delaware, and in the exercise of prosecutorial discretion moves this Honorable Court to dismiss the Criminal Complaint issued on or about January 18, 2008.

COLM F. CONNOLLY  
United States Attorney

Dated: 3-5-08

BY:   
Edmond Falgowski  
Assistant United States Attorney

IT IS SO ORDERED this 6<sup>th</sup> day of March, 2008.

  
HONORABLE LEONARD P. STARK  
United States Magistrate Judge

**ORIGINAL**